

FINDINGS OF FACT

Mitchell B. Austin is the owner of the property at the listed address of 804/806 Oliver Avenue N., Minneapolis, MN. As the owner of this property Mitchell B. Austin applied for and was awarded a rental license for the property. Mitchell B. Austin is listed on the rental license application as the owner of the property and as the person responsible for the maintenance and management of the property. On the rental license application Mitchell B. Austin listed his address as 3389 Texas Avenue S., St. Louis Park, MN 55426.

On May 27, 2011, Housing Inspector Markeeta Keyes was scheduled to complete a rental licensing inspection for the property at 804/806 Oliver Avenue N. On May 27, 2011, Inspector Keyes arrived at the property and neither the owner nor the tenants were at the property to allow the inspection.

Inspector Keyes rescheduled the inspection for August 15, 2011. On August 15, 2011, Inspector Keyes arrived at the property and was met by the tenant. The owner was not present for the inspection. As a result of the inspection, written orders were issued to the owner and the property was placarded with a Letter of Intent to Condemn for lack of maintenance. The issued orders gave the owner until September 2, 2011, to make some repairs and until September 17, 2011, to make some of the other repairs.

On September 6, 2011, Inspector Keyes arrived at the property to conduct a re-inspection of the property. On that date neither the owner nor the tenant was at the property to allow the re-inspection. Inspector Keyes re-set the inspection for September 19, 2011, and arrived at the property on that date, however, the owner and tenant failed to show at the property to allow the re-inspection.

On September 26, 2011, a Notice of Director's Determination of Non-Compliance was sent to Mitchell B. Austin notifying him that the property was in violation of M.C.O. § 244.1910 (8) due to failure of the licensee to allow required inspections of units pursuant to M.C.O. § 244.2000(c). The owner was given until October 6, 2011, to come into compliance by allowing the required inspection. Mr. Austin failed to contact Inspector Keyes to set up the required inspection. Inspector Keyes also attempted another re-inspection on October 3, 2011, and again the owner and tenant failed to show to allow the re-inspection.

On October 14, 2011, a Notice of Revocation, Denial, Non-Renewal, or Suspension of Rental License or Provisional License was sent to Mitchell B. Austin., via certified mail to the addresses listed on the rental license application, 3389 Texas Avenue S., St. Louis Park, MN 55426. Notice of the pending revocation was also posted on the rental property located at 804/806 Oliver Avenue N. Mitchell B. Austin was given fifteen (15) days to file an appeal which he failed to do.